

P28845.A20

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Thomas SCHERB et al.

Confirmation No: 9642

Appln. No. : 10/560,074

Group Art Unit: 1791

I.A. Filed : June 9, 2004

Examiner: Jose A. Fortuna

For : DEVICE FOR PRODUCING A WEB OF TISSUE

RESPONSE UNDER 37 C.F.R. 1.116

Commissioner for Patents
U.S. Patent and Trademark Office
Customer Window, Mail Stop AF
Randolph Building
401 Dulany Street
Alexandria, VA 22314
Sir:

Responsive to the Final Official Action of September 13, 2010, reconsideration and withdrawal of the rejections made therein are respectfully requested, in view of the following remarks.

Inasmuch as the three-month shortened statutory period is set in the Office Action to expire on December 13, 2010, this response is being filed in a timely manner and no additional fee or extension of time is deemed necessary. Should any extension of time or fees be required to maintain pendency of the application, however, the same is hereby requested and authorization is hereby provided to charge any fees to Deposit Account No. 19-0089.

A listing of the claims begin on page 2; and

Remarks begin on page 16.

A copy of non-precedential decision *Ex parte O'BRIEN* et al. is attached hereto.